NOTION THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Ian James Day and James Patrick Evans

Serial No.:

09/936,960

Filing Date:

September 18, 2001

Title:

ENCLOSURE FOR HARDWARE

Our File:

BAC-116-A

CERTIFICATE OF MAILING AND COVER LETTER

Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith are the following: (1) a "Renewed Petition for Revival of An Application for Patent Abandoned Unavoidably Under 37 CFR 1.137 (a)"; Declaration of Arnold S. Weintraub; (3) this "Certificate of Mailing and Cover Letter"; and (4) a Self-Addressed and Stamped Postcard.

Addressed and	Stamped Fostcard.
X	No additional fee is required (Original Petition fee paid on 3/8/05).
	Check in the amount of \$is attached
X	Please also charge any additional fees which may be required and/or credit any overpayments to this Deposit Account No. 50-2815.

Certificate of Mailing (37 CFR 1.8 (a)) I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition; Commissioner for Patents; P. O. Box 1450; Alexandria, VA 22313-1450 on April 20, 2005.

Rachel M. Snyder





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Ian James Day and James Patrick Evans

Serial No.

09 / 936,960

Issued:

September 18, 2001

Title:

ENCLOSURE FOR HARDWARE

Our File:

BAC-116-A

RENEWED PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNAVOIDABLY UNDER 37 CFR 1.137(a)

Attention: Office of Petitions **Mail Stop Petition** Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

RECEIVED

1 2 JUL 2005

Legal Staff International Division

Responsive to the Decision on Petition of March 25, 2005 please enter the following renewed petition:

In the Decision on Petition, the Office denied same on the basis that:

- 1. No statement by the Practioner that the Office Action was not received was included;
- 2. No Statement attesting to a search of the file jacket and docket records indicating that the Office Action was not received, and
- 3. A copy of the docket record where the non-received Office Action would have been entered had it been received. According to the Office, item 1 has not been satisfied and there was no statement that a search of the file jacket and docket records Reply Ref: 97/19/2005 CSMOOT 0012025500 indicates that the Office Action was not received and the Office Pequired a copy of the sology kept record. First, it is submitted that the filing of the Petition and the Statement by Applicant's Attorney contained within the communication would have satisfied the requirement that the

The docket record is maintained electronically in a docketing program entitled 4. IPMaster sold by Master Data Center, which is a recognized Patent and Trademark docketing software. The file is identified as BAC-116-A which is the internal code that Applicant's Attorney's office uses to identify this file.

Also appended hereto are copies of the manual docket records backup from 5. the, then, IP practice group of Plunkett & Cooney P.C. for the months of November and December of 2001 and January of 2002. Plunkett & Cooney, P.C. is the office from which the undersigned filed this application. These manual backup records fail to show the docketing of a need for a reply for this file, thereby indicating that the Notification was never received.

FURTHER AFFIANT SAYETH NAUGHT

Subscribed and sworn to before me this

day of April, 2005

Notary Public, Oakland County, Michigan

My Commission Expires: 01-11-67

MICHELLE K. NOVAK ACTING in Oakland Co. 'ARY PUBLIC CAKLAND CO., MI MY COMMISSION EXPIRES Jan 11, 2007

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Ian James Day and James Patrick Evans

Serial No.

09 / 936,960

Issued:

September 18, 2001

Title:

ENCLOSURE FOR HARDWARE

Our File:

BAC-116-A

DECLARATION

Attention: Office of Petitions

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

I, Arnold S. Weintraub, being first duly sworn and opposed swear that:

- 1. I am the attorney in charge of the above application.
- 2. I have reviewed the Petition on Decision of March 25, 2005 and assert the following:
 - (a) The Office Action identified as a Notification of Missing Requirements was not received; and
 - (b) I have personally reviewed the entire file jacket of this application and nowhere within it is the Notification of Missing Requirements that has been indicated by the Office as being sent on 8 November, 2001.
- 3. Appended hereto is a copy of the docket record for the file in question. If the Office Action had been received it would have been entered into the docket for response.

Office Action was never received. However, to that end appended hereto is a declaration of Applicant's Attorney stating that the Office Action had not been received.

Also, included herewith is Applicant's Attorney's statement that the entire jacket file has been reviewed and the Notice is not present therewithin.

Finally, appended hereto is a copy of the docketing sheets.

Applicant's Attorney uses a computer software docketing program supplied by Master Data Centers entitled IP Master, an accepted patent docketing system, for maintaining all the docketing. It will be seen that there is no entry for receipt of the Office Action.

The printout identifies the file by Applicant's Attorney's internal code as well as the numeric code of the file as of the time he was associated with the firm Plunkett & Cooney, P.C. Both of these have been highlighted.

It is believed that all requirements for the Petition to withdraw the Holding of Abandonment have now been met.

Respectfully submitted,

Arnold S. Weintraub, Reg. 25523 The Weintraub Group, P.L.C.

32000 Northwestern Highway, Suite 240

Farmington Hills, MI 48334

Phone: (248) 865-9430 FAX: (248) 865-9436

Dated: Jul 19, 2015





116-A, United States, Regular, National,

Patent Data

Docket Number Country Case Type Relation Type Filing Type Filing Number Status

National

Filed

Sub Status Patent Cooperation Treaty Parent Country

Parent Number **Application Number** Patent Number

Publication Number Assigned Convention Type Custom Code #1

TaxAgent Operating Group Custom Party #1 Custom Party #2 Custom Party #3 Custom Party #4 Custom Party #5

Custom Party #6 Custom Party #7 Custom Party #8 Agent Ref No Custom Code #2 Custom Code #3 Custom Code #4

Custom Code #5 Custom Code #6 Custom Code #7 Customer Code

BAC-116-A **United States** Requiar Original Filing

09/936960

Attorney Agent Client\Division Current Owner

Previous Owner Client\Matter First Filing Date

Sub Status Date Parent Filing Date Parent Grant Date Application Date

Grant Date **Publication Date** Ind. Claims\Designs Total Claims

TotalClasses ConfirmationNumber Tax Base Date **Next Tax Date Expiration Date** Custom Text #1 Custom Date #1 Custom Text #2 Custom Date #2 Custom Text #3 Custom Date #3 Custom Text #4

Custom Date #4 Text #5 Text #6 Text #7 Text #8 Text #9 **Customer Name**

Arnie Weintra

Anthony Burrows Anthony Burrows

12513.14938 3/18/1999

3/20/2000

9/8/2001

0

Weintraub Group

Title

ENCLOSURE FOR HARDWARE

Description

Current Expense Information

Other Case-Related Information

WEIP

Actions

Action Notice of Action Due

Mailed Date Deadline Date 10/20/2004

Completed Date

Responsible Atty #1

Responsible Atty #2

Action Notes

Mailed by PTO

abandonment Override, No

3/8/2005

Petition to Revive an abandoned Patent filed on 3/8/2005

Validation Published

9/18/2000

Info Discl. Statement 12/8/2001

Override, No Validation 5/25/2005 3/25/2005

Decision on petition received on 3/25/2005, reconsideration must be filed by 5/25/2005

CreateUser: KVA CreateDate: 11/1/2001

Copyright 2002 by Master Data Center, Inc.

UpdateUser: rsnyder UpdateDate: 3/30/2005 OIPE CONTRACTOR

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ENDING WEEK STARTING //- 3-0/ DISPOSITION NATURE OF ACTION OUR REF. ATTY. DUE DATE Maint fee Due to day JCK-100-A-CANDO ASW Status Inquiry 11-3-01 R68-101-T2 ASW 11-3-01 request for Carada Examination 11-3.01/ASD DUL 100 A Contact client re: armits Luc 1/5/02 MLO-105-A-CAN ASW 11-5-01 Contro client MLO-161-c-CAN 10: arneuty Lee 1/8/02 ASW 11-8-01 Old response due today MF1-100-TM ASW 11-3-01 O/Arespora Leve follow WCD-111-Ta ASW 11-3-01 84atus of Pertion to Revive? MD4-111-T2 MLD-145-A ASW 11-3-01 11-3-01 ASW 0/A response due today maint fee du RNA-105-TM A5W Contra client 11-4-01 EXT-114-A today ASW Re: arrenty Luce 19/02 11-8-01 MRP-100-A-CAN ASW 11-9-01 Contoct client re Old due 16/02 65M-102-T2 main. Fee Due ASW 11-6-01 m LO-168-A-Can. BSW) 11-6-01 Discovery period to close FOP-100 11-10-01 ASW ASW BJU-101-A-Canada Maintenance for due 11-10-01 FF + Completion date SIR-100-P ASW. 11-10-01 Issue fle/Drawing Due TT1-101-A 11-10-01 ASW 2 no. to ROTA due Pub. ASW 11-9-01 ASW Expiration of Put: 11-9-01 MJA-269-A 11-9-01 ASW

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11-13-01	ASW	MJA-272-T2	Review re 0/A due 12/13/01
11-12-01	ASW	C(T-100-D-(NA)	Main-Feo Duo
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11-16-01		65M-108-T2	Contact client le 0/A due 1/16/02
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12-01-01 WEEK STARTING ENDING DUE DATE ATTORNEY OUR REF. NATURE OF RESPONSE Cours of inch Review (Maint Fee 1CC-100- A Have we heard from USPTO ASW ASW. MJA:113-TM-Con Cont. client 10: noop. to 0A due Holo 12/2/01 Exam feat 6 ms maint fee du mo ML0415-F-(AN 12-5-01 ASW EJS-100-P ASW 9 ms, reminder 12-5-01 review reconnected de 1/5/02 ASW 12-4-01 V6A-101-A-CA 12-5-01 MLO-105-ACAN ARW 12-8-01 MLO-161-C-CAN revow re: assentificee \$/8602 ASW 12-7-01 ASW MES-112-A-Decker CANADA Condacoelleno le 0/A due 1/6/02 12-06-01 ASW 65M-102-T2 Resp. to OA. EMR-IN-TM-Car. 12-8-01 WZA Asw 12-9-01 MRP-100-A EAN 12-10-01 ASW DDT-100-T2 Contact of Chap du 2/10/02 12-10-01 ASW Issue fee / Formal Drawing Due TT1-101-A Foreign Filing are date ASW ICC-100-A- 1 R/D/A due ASW 12-9-01 1 mo. NSA-108-A-1

ENDING DISPOSITION NATURE OF ACTION LEK STARTING Application to be laid OUR REF. ATTY. DUE DATE open for public inspection FDB-100-A 12-13-01 MJA-272-T2 Bespore to O/A dece today Review 10 1A Luce 12-13-01 munt fee Due 65M-108-T2 12-16-01/ASW DXT-123-C O/A due date AGN 124401 1V1-100-A 5RS-109-TM O/A response here to day 12-17-01 ASW OIA resporce due tolar 12-18-01 ASW 5RS-102-TM Contort client ASW 12-18-01 MLO-161-Bre armety due 419/02 CANADA CAE - 107-A-A 2 mo to e/O/A due ASW 12-19-01 ASW 12-19-07 CAN ASW) Review re 12-119-01 O/A response due today HKS-100-A CANADA ASW 12-20-01 SR5-108-7M DIA response due tolay 12-20-01 ASW SRS-106-TM Reiren re: ASW 12-22-01 arrite due 1/20/02 FDS-100-A CAN 12-20-01 JASW Rosew 1e: MLD-187-A-2 mo to 0/10 due 1/23/02 ASW BAC-113-D 12-23-01 1 ms. to ff/ camp due dub 12-22-01 ASW ROI-101-P Ontoro client re 12-22-01 ASW arrents due 2/28/2002 CAE-115-A-SWITZERLAND ASW 12-28-01 CAE-115-A 11 SWE DEN Contraduent 10 12-28-01 CAE-115-A. arrenty Luc 2/28/02 ITALY Contro clieno re ASW 12-28-01 arauty lue 26/02 MLO-115-B CANANDA ASW 12-26-01 0/A response due today SIT-102-Tm

ENDING DISPOSITION NATURE OF ACTION WEEK STARTING OUR REF. ATTY. DUE DATE contact client re. completion of deling 12-12-01 ASW MLO-239-P FP2 MLO-110-B-Des. 12-19-01 ASW Kont . O. Con due 2/17/02) G-LD-101-T2 12-17-01 ASW cont. O. Con due 2/17/02) (5LD-102-TM 12-17-01 ASW Imoto RIOLA BAC-113-D 12 22-01 JASN PIS-103-TM Contact client 18.23-01 ASW WBI-100-Ta-Com 12-20-01 ASW PJOIA due WM1-104-A 12-21-01 ASW WM1-105-A Kont d. 10: 0A due 2/28/0/2 NOW 12-27-01 SWB-101-T2 ASW 12-28-01 620-103-72 Cont. d. 10.0A due 2/28/02 12.28-01 ASW FPZ E 01-110-72 12/31/01/95W mo to entre due NAR-102-12 19/20/01 M56 Ang-102-12 FPZ EOI-109-TM 12/31/61/95W

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ENDING 1-24-02 WEEK STARTING DISPOSITION NATURE OF ACTION DUE DATE OUR REF ATTY.

ENDING 1-26-02 1-25-02 WEEK STARTING **DISPOSITION** NATURE OF ACTION DUE DATE OUR REF. ATTY. I moto respond to australias EMP-100-8-Australia and ne. Dequest for exam 1-25-02 asw Cont. Cl. re'. OA Nevreu re arrents PTS-133-TM 1-26-02 ASW MLD-115-B 8 year mant fer due Ins. 1-26-02 ASW CANADA MLO-138-A 1-26-02 ASN CANADA MDH-107-A-Into to O/A due 1-26-02 ASW

WEEK STARTING 1-27-02

ENDING 1-28-102

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WEEK STARTING 1-29-02 ENDING 1-30-02

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WEEK STARTING /-3/-02

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ENDING